

1 UNITED STATES DISTRICT COURT

2 DISTRICT OF NEVADA

3 Catalina Robillard,

4 Plaintiff,

Case No. 2:23-cv-01684-JAD-MDC

ORDER RE: CAUSE SHOWN

5 vs.

6 United States of America,

7 Defendant.

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10 On November 18, 2024, the Court issued an Order to Show Cause (ECF 39) (“OSC”) in the
11 above-captioned action. The Court noted that the case is over a year old, and that the parties had failed
12 to hold a Federal Rule of Civil Procedure 26(f) initial conference and submit a stipulated discovery plan,
13 in violation of LR 26-1(a) and the Court’s August 23, 2024, Order (ECF 37). *Id.* The Court ordered the
14 parties to show cause why the action should not be dismissed, or other sanctions be imposed. *See* ECF
15 No. 39. The Court further ordered the parties to file a proposed stipulated discovery plan and scheduling
16 order in compliance with LR 26-1(b) by December 2, 2024. *Id.*

17 The parties complied with the OSC. They each filed response briefs (ECF Nos. 40 and 42) and
18 filed proposed stipulated discovery plan and scheduling order (ECF No. 41), which the Court addressed
19 separately. The Court has reviewed the parties’ responses (ECF Nos. 40 and 42) to the OSC and finds
20 that the parties have shown cause. Therefore, the Court will not impose sanctions at this time.
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22 The Court, however, warns the parties that any continued lagging cannot be tolerated. The
23 courts have a heavy case load and are tasked with managing and moving those cases along. Stalled
24 cases burden the courts and backlog dockets. Plaintiff’s out-of-state counsel, George R. Arrants, Esq.,
25 is further cautioned about his failure to review this Court’s Local Rules or completely appraise himself
of the docket entries. “[O]ut-of-state counsel have a duty to familiarize themselves and comply with

1 local rules...." *DeLew v. Nevada*, No. 2:00-CV-00460-LRL, 2010 WL 11636127, at *9 (D. Nev. Jan. 7,
2 2010). Counsel also has a duty to appraise himself of the court's docket. *Kuhn v. Sulzer Orthopedics,*
3 *Inc.*, 498 F.3d 365 (6th Cir. 2007).

4 For cause shown,

5 **IT IS ORDERED** that the parties have shown cause why sanctions should not issue and have
6 satisfied the Court's Order to Show Cause (ECF No. 39).

7 DATED: December 4, 2024.
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Maximilano D. Couvillier III
United States Magistrate Judge

